

It was decided in the affirmative { Yeas 231
Nays 195

¶139.9

[Roll No. 761]

YEAS—231

Abercrombie	Gonzalez	Oberstar
Ackerman	Gordon	Obey
Andrews	Goss	Olver
Baessler	Green	Orton
Baldacci	Greenwood	Owens
Barcia	Gunderson	Pallone
Barrett (WI)	Gutierrez	Pastor
Bass	Hall (OH)	Payne (NJ)
Becerra	Hamilton	Pelosi
Beilenson	Harman	Peterson (FL)
Bentsen	Hastings (FL)	Peterson (MN)
Bereuter	Hefner	Pomeroy
Berman	Hilliard	Porter
Bevill	Hinchey	Quinn
Bishop	Hoke	Rahall
Boehlert	Holden	Ramstad
Bonior	Horn	Rangel
Borski	Houghton	Reed
Boucher	Hoyer	Regula
Brown (CA)	Jackson-Lee	Richardson
Brown (FL)	Jefferson	Rivers
Brown (OH)	Johnson (CT)	Roemer
Bryant (TX)	Johnson (SD)	Ros-Lehtinen
Cardin	Johnson, E. B.	Rose
Castle	Johnston	Roukema
Clay	Kanjorski	Roybal-Allard
Clayton	Kaptur	Rush
Clement	Kelly	Sabo
Clyburn	Kennedy (MA)	Sanders
Coleman	Kennedy (RI)	Sanford
Collins (IL)	Kennelly	Sawyer
Collins (MI)	Kildee	Saxton
Costello	Kingston	Schiff
Coyne	Kleczka	Schroeder
DeFazio	Klink	Schumer
DeLauro	Klug	Scott
Dellums	LaFalce	Serrano
Deutsch	LaHood	Shaw
Diaz-Balart	Lantos	Shays
Dicks	LaTourette	Skaggs
Dingell	Lazio	Skelton
Dixon	Leach	Slaughter
Doggett	Levin	Smith (NJ)
Doyle	Lewis (GA)	Spratt
Durbin	Lipinski	Stark
Edwards	LoBiondo	Stokes
Ehlers	Lofgren	Studds
Ehrlich	Longley	Stupak
Engel	Lowey	Tanner
English	Luther	Taylor (MS)
Ensign	Maloney	Thompson
Eshoo	Manton	Thornton
Evans	Markey	Thurman
Ewing	Martinez	Torkildsen
Farr	Martini	Torres
Fattah	Mascara	Torricelli
Fawell	Matsui	Towns
Fazio	McCarthy	Upton
Filner	McDermott	Velazquez
Flake	McHale	Vento
Flanagan	McKinney	Visclosky
Foglietta	McNulty	Volkmer
Foley	Meehan	Ward
Forbes	Meek	Waters
Ford	Menendez	Watt (NC)
Fox	Metcalfe	Waxman
Frank (MA)	Meyers	White
Franks (CT)	Mfume	Williams
Franks (NJ)	Miller (CA)	Wilson
Frost	Minge	Wise
Furse	Mink	Wolf
Galleghy	Moakley	Woolsey
Gejdenson	Moran	Wyden
Gephardt	Morella	Wynn
Gibbons	Murtha	Yates
Gilchrest	Nadler	Young (FL)
Gilman	Neal	Zimmer

NAYS—195

Allard	Blute	Camp
Archer	Boehner	Canady
Armey	Bonilla	Chabot
Bachus	Bono	Chambliss
Baker (CA)	Brewster	Chapman
Baker (LA)	Browder	Christensen
Ballenger	Brownback	Chrysler
Barr	Bryant (TN)	Clinger
Barrett (NE)	Bunn	Coble
Bartlett	Bunning	Coburn
Barton	Burr	Collins (GA)
Bateman	Burton	Combest
Bilbray	Buyer	Condit
Bilirakis	Callahan	Cooley
Bliley	Calvert	Cox

Cramer	Istook	Poshard
Crane	Jacobs	Pryce
Crapo	Johnson, Sam	Quillen
Creameans	Jones	Radanovich
Cubin	Kasich	Riggs
Cunningham	Kim	Roberts
Danner	King	Rogers
Davis	Knollenberg	Rohrabacher
Deal	Kolbe	Roth
DeLay	Largent	Royce
Dickey	Latham	Salmon
Dooley	Laughlin	Scarborough
Doolittle	Lewis (CA)	Schaefer
Dornan	Lewis (KY)	Seastrand
Dreier	Lightfoot	Sensenbrenner
Duncan	Lincoln	Shadegg
Dunn	Linder	Shuster
Emerson	Livingston	Sisisky
Everett	Lucas	Skeen
Fields (TX)	Manzullo	Smith (MI)
Fowler	McCollum	Smith (TX)
Frelinghuysen	McCrery	Smith (WA)
Frisa	McDade	Solomon
Funderburk	McHugh	Souder
Ganske	McInnis	Spence
Gekas	McIntosh	Stearns
Geren	McKeon	Stenholm
Gillmor	Mica	Stockman
Goodlatte	Miller (FL)	Stump
Goodling	Molinar	Talent
Graham	Mollohan	Tate
Gutknecht	Montgomery	Tauzin
Hall (TX)	Moorhead	Taylor (NC)
Hancock	Myers	Tejeda
Hansen	Myrick	Thomas
Hastert	Nethercutt	Thornberry
Hastings (WA)	Neumann	Tiahrt
Hayes	Ney	Trafigant
Hayworth	Norwood	Vucanovich
Hefley	Nussle	Waldholtz
Heineman	Ortiz	Walker
Herger	Oxley	Walsh
Hilleary	Packard	Wamp
Hobson	Parker	Watts (OK)
Hoekstra	Paxon	Weldon (FL)
Hoefttler	Payne (VA)	Weller
Hunter	Petri	Whitfield
Hutchinson	Pickett	Wicker
Hyde	Pombo	Young (AK)
Inglis	Portman	Zeliff

NOT VOTING—6

Chenoweth	de la Garza	Tucker
Conyers	Fields (LA)	Weldon (PA)

So the previous question on the motion to instruct the managers on the part of the House was ordered.

The question being put, viva voce, Will the House agree to said motion? The SPEAKER pro tempore, Mr. EWING, announced that the nays had it.

Mr. OBEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 227
Nays 194

¶139.10

[Roll No. 762]

YEAS—227

Abercrombie	Brown (FL)	Dingell
Ackerman	Brown (OH)	Dixon
Andrews	Bryant (TX)	Doggett
Baldacci	Cardin	Doyle
Barcia	Castle	Durbin
Barrett (WI)	Clay	Ehlers
Bass	Clayton	Ehrlich
Becerra	Clyburn	Engel
Beilenson	Coleman	English
Bentsen	Collins (IL)	Ensign
Bereuter	Collins (MI)	Eshoo
Berman	Costello	Evans
Bevill	Coyne	Ewing
Bilbray	Cunningham	Farr
Bishop	DeFazio	Fattah
Boehlert	DeLauro	Fawell
Bonior	Dellums	Fazio
Borski	Deutsch	Filner
Boucher	Diaz-Balart	Flake
Brown (CA)	Dicks	Flanagan

Foglietta	LaHood	Reed
Foley	Lantos	Regula
Forbes	LaTourette	Richardson
Ford	Lazio	Rivers
Fox	Leach	Ros-Lehtinen
Frank (MA)	Levin	Rose
Franks (CT)	Lewis (GA)	Roukema
Franks (NJ)	Lipinski	Roybal-Allard
Frost	LoBiondo	Rush
Furse	Lofgren	Sabo
Galleghy	Longley	Sanders
Gejdenson	Lowey	Sanford
Gephardt	Luther	Sawyer
Gibbons	Maloney	Saxton
Gilchrest	Manton	Schiff
Gillmor	Markey	Schroeder
Gilman	Martinez	Shumer
Gonzalez	Martini	Scott
Goodling	Mascara	Shaw
Gordon	Matsui	Shays
Goss	McCarthy	Skaggs
Green	McDermott	Slaughter
Greenwood	McHale	Smith (NJ)
Gunderson	McKinney	Spratt
Gutierrez	McNulty	Stark
Hall (OH)	Meehan	Stokes
Hamilton	Meek	Studds
Harman	Menendez	Stupak
Hastings (FL)	Metcalfe	Tanner
Hefner	Meyers	Taylor (MS)
Hilliard	Mfume	Thompson
Hinchey	Miller (CA)	Thornton
Hoke	Mink	Thurman
Holden	Moakley	Torkildsen
Horn	Moran	Torres
Houghton	Morella	Torricelli
Hoyer	Murtha	Towns
Jackson-Lee	Nadler	Upton
Jacobs	Neal	Vento
Jefferson	Oberstar	Visclosky
Johnson (CT)	Obey	Ward
Johnson (SD)	Olver	Waters
Johnson, E. B.	Orton	Watt (NC)
Johnston	Owens	Waxman
Kanjorski	Pallone	White
Kaptur	Pastor	Williams
Kelly	Payne (NJ)	Wilson
Kennedy (MA)	Pelosi	Wise
Kennedy (RI)	Peterson (FL)	Wolf
Kennelly	Pomeroy	Woolsey
Kildee	Porter	Wyden
Kingston	Pryce	Wynn
Kleczka	Quinn	Yates
Klink	Rahall	Young (FL)
Klug	Ramstad	Zimmer
LaFalce	Rangel	

NAYS—194

Allard	Combest	Herger
Archer	Condit	Hilleary
Armey	Cooley	Hobson
Bachus	Cox	Hoekstra
Baessler	Cramer	Hostettler
Baker (CA)	Crane	Hutchinson
Baker (LA)	Crapo	Hyde
Ballenger	Creameans	Inglis
Barr	Cubin	Istook
Barrett (NE)	Danner	Johnson, Sam
Bartlett	Davis	Jones
Barton	Deal	Kasich
Bateman	DeLay	Kim
Bilirakis	Dickey	King
Bliley	Dooley	Knollenberg
Blute	Doolittle	Kolbe
Boehner	Dornan	Largent
Bonilla	Dreier	Latham
Bono	Dunn	Laughlin
Brewster	Edwards	Lewis (CA)
Browder	Emerson	Lewis (KY)
Brownback	Everett	Lightfoot
Bryant (TN)	Fields (TX)	Lincoln
Bunn	Fowler	Linder
Bunning	Frelinghuysen	Livingston
Burr	Frisa	Lucas
Burton	Funderburk	Manzullo
Buyer	Ganske	McCollum
Callahan	Gekas	McCrery
Calvert	Geren	McDade
Camp	Goodlatte	McHugh
Canady	Graham	McInnis
Chabot	Gutknecht	McIntosh
Chambliss	Hall (TX)	McKeon
Chapman	Hancock	Mica
Chenoweth	Hansen	Miller (FL)
Christensen	Hastert	Minge
Chrysler	Hastings (WA)	Molinar
Clinger	Hayes	Mollohan
Coble	Hayworth	Montgomery
Coburn	Hefley	Moorhead
Collins (GA)	Heineman	Myers

Myrick	Rogers	Talent
Nethercutt	Rohrabacher	Tate
Neumann	Roth	Tauzin
Ney	Royce	Taylor (NC)
Norwood	Salmon	Tejeda
Nussle	Scarborough	Thomas
Ortiz	Schaefer	Thornberry
Oxley	Seastrand	Tiahrt
Packard	Sensenbrenner	Trafigant
Parker	Shadegg	Volkmer
Paxon	Shuster	Vucanovich
Payne (VA)	Sisisky	Waldholtz
Peterson (MN)	Skeen	Walker
Petri	Skelton	Walsh
Pickett	Smith (MI)	Wamp
Pombo	Smith (TX)	Watts (OK)
Portman	Solomon	Weldon (FL)
Poshard	Souder	Weller
Quillen	Spence	Whitfield
Radanovich	Stearns	Wicker
Riggs	Stenholm	Young (AK)
Roberts	Stockman	Zeliff
Roemer	Stump	

NOT VOTING—11

Clement	Fields (LA)	Tucker
Conyers	Hunter	Velazquez
de la Garza	Serrano	Weldon (PA)
Duncan	Smith (WA)	

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

Thereupon, the SPEAKER pro tempore, Mr. EWING, by unanimous consent, announced the appointment of the following Members as managers on the part of the House at said conference:

Mr. LEWIS of California, Mr. DELAY, Mrs. VUCANOVICH, and Messrs. WALSH, HOBSON, KNOLLENBERG, FRELINGHUYSEN, NEUMANN, LIVINGSTON, STOKES, MOLLOHAN, CHAPMAN, Ms. KAPTUR, and Mr. OBEY.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

139.11 D.C. APPROPRIATIONS, FY 1996

The SPEAKER pro tempore, Mr. EWING, pursuant to House Resolution 252 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2546) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996, and for other purposes.

Mr. HASTINGS of Florida, Chairman, resumed the chair; and after some time spent therein,

139.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. GUNDERSON:

At the end of the bill, add the following:

TITLE II—DISTRICT OF COLUMBIA SCHOOL REFORM

SEC. 2001. SHORT TITLE.

This title may be cited as the "District of Columbia School Reform Act of 1995".

SEC. 2002. DEFINITIONS.

Except as otherwise provided, for purposes of this title:

(1) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term "appropriate congressional committees" means—

(A) the Committee on Appropriations of the House of Representatives and the Committee on Appropriations of the Senate;

(B) the Committee on Economic and Educational Opportunities of the House of Representatives and the Committee on Labor and Human Resources of the Senate; and

(C) the Committee on Government Reform and Oversight of the House of Representatives and the Committee on Governmental Affairs of the Senate.

(2) **AUTHORITY.**—The term "Authority" means the District of Columbia Financial Responsibility and Management Assistance Authority established under section 101(a) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995 (Public Law 104-8).

(3) **AVERAGE DAILY ATTENDANCE.**—The term "average daily attendance", when used with respect to a school and a period of time, means the aggregate attendance of the school during the period divided by the number of days during the period on which—

(A) the school is in session; and

(B) the pupils of the school are under the guidance and direction of teachers.

(4) **AVERAGE DAILY MEMBERSHIP.**—

(A) **INDIVIDUAL SCHOOL.**—The term "average daily membership", when used with respect to a school and a period of time, means the aggregate enrollment of the school during the period divided by the number of days during the period on which—

(i) the school is in session; and

(ii) the pupils of the school are under the guidance and direction of teachers.

(B) **GROUPS OF SCHOOLS.**—The term "average daily membership", when used with respect to a group of schools and a period of time, means the average of the average daily memberships during the period of the individual schools that constitute the group.

(5) **BOARD OF EDUCATION.**—The term "Board of Education" means the Board of Education of the District of Columbia.

(6) **BOARD OF TRUSTEES.**—The term "Board of Trustees" means the governing board of a public charter school, the members of which board have been selected pursuant to the charter granted to the school and in a manner consistent with this title.

(7) **CONTROL PERIOD.**—The term "control period" means a period of time described in section 209 of the District of Columbia Financial Responsibility and Management Assistance Act of 1995 (Public Law 104-8).

(8) **CORE CURRICULUM.**—The term "core curriculum" means the concepts, factual knowledge, and skills that students in the District of Columbia should learn in kindergarten through 12th grade in academic content areas, including, at a minimum, English, mathematics, science, and history.

(9) **DISTRICT OF COLUMBIA COUNCIL.**—The term "District of Columbia Council" means the Council of the District of Columbia established pursuant to section 401 of the District of Columbia Self-Government and Governmental Reorganization Act (D.C. Code, sec. 1-221).

(10) **DISTRICT OF COLUMBIA GOVERNMENT.**—

(A) **IN GENERAL.**—The term "District of Columbia government" means the government of the District of Columbia, including—

(i) any department, agency, or instrumentality of the government of the District of Columbia;

(ii) any independent agency of the District of Columbia established under part F of title IV of the District of Columbia Self-Government and Governmental Reorganization Act;

(iii) any other agency, board, or commission established by the Mayor or the District of Columbia Council;

(iv) the courts of the District of Columbia;

(v) the District of Columbia Council; and

(vi) any other agency, public authority, or public benefit corporation that has the au-

thority to receive monies directly or indirectly from the District of Columbia (other than monies received from the sale of goods, the provision of services, or the loaning of funds to the District of Columbia).

(B) **EXCEPTIONS.**—The term "District of Columbia government" does not include the following:

(i) The Authority.

(ii) A public charter school.

(11) **DISTRICT OF COLUMBIA GOVERNMENT RETIREMENT SYSTEM.**—The term "District of Columbia government retirement system" means the retirement programs authorized by the District of Columbia Council or the Congress for employees of the District of Columbia government.

(12) **DISTRICT OF COLUMBIA PUBLIC SCHOOL.**—

(A) **IN GENERAL.**—The term "District of Columbia public school" means a public school in the District of Columbia that offers classes—

(i) at any of the grade levels from pre-kindergarten through the 12th grade; or

(ii) leading to a general education diploma.

(B) **EXCEPTION.**—The term does not include a public charter school.

(13) **DISTRICT OF COLUMBIA PUBLIC SCHOOLS.**—The term "District of Columbia public schools" means all schools that are District of Columbia public schools.

(14) **DISTRICT-WIDE ASSESSMENTS.**—The term "district-wide assessments" means reliable and unbiased student assessments administered by the Superintendent to students enrolled in District of Columbia public schools and public charter schools.

(15) **ELIGIBLE APPLICANT.**—The term "eligible applicant" means a person, including a private, public, or quasi-public entity and an institution of higher education (as defined in section 481 of the Higher Education Act of 1965), who seeks to establish a public charter school.

(16) **ELIGIBLE CHARTERING AUTHORITY.**—The term "eligible chartering authority" means any of the following:

(A) The Board of Education.

(B) Any of the following public or federally-chartered universities:

(i) Howard University.

(ii) Gallaudet University.

(iii) American University.

(iv) George Washington University.

(v) The University of the District of Columbia.

(C) Any other entity designated by enactment of a bill as an eligible chartering authority by the District of Columbia Council after the date of the enactment of this Act.

(17) **FACILITIES MANAGEMENT.**—The term "facilities management" means the administration, construction, renovation, repair, maintenance, remodeling, improvement, or other oversight, of a building or real property of a District of Columbia public school. The term does not include the performance of any such act with respect to real property owned by a public charter school.

(18) **FAMILY RESOURCE CENTER.**—The term "family resource center" means an information desk—

(A) located at a school with a majority of students whose family income is not greater than 185 percent of the poverty guidelines updated annually in the Federal Register by the Department of Health and Human Services under authority of section 673(2) of the Omnibus Budget Reconciliation Act of 1981; and

(B) which links students and families to local resources and public and private entities involved in child care, adult education, health and social services, tutoring, mentoring, and job training.

(19) **LONG-TERM REFORM PLAN.**—The term "long-term reform plan" means the plan submitted by the Superintendent under section 2101.